

# **Plaintiffs' Exhibit 79**

HIGHLY CONFIDENTIAL

Page 1

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION

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UNITED STATES,                    ) 1:23-cv-00108-LMB-JFA  
et al.,                            )  
                                      )  
Plaintiffs,                        )  
                                      )  
vs.                                 )  
                                      )  
GOOGLE LLC,                     )  
                                      )  
Defendants.                        )  

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- HIGHLY CONFIDENTIAL -

VIDEOTAPED DEPOSITION OF  
KOBY SOUTH  
August 31, 2023  
9:06 a.m.

Reported by: Bonnie L. Russo  
Job No. CS6074125

Veritext Legal Solutions

800-567-8658

973-410-4098

## HIGHLY CONFIDENTIAL

Page 34	Page 36
<p>1 A. Still a civil servant so...</p> <p>2 Q. So in the first four years, you were</p> <p>3 at the Office of Mental Health and Suicide</p> <p>4 Prevention, you were on a nonpermanent -- you</p> <p>5 were in a nonpermanent role; is that right?</p> <p>6 A. I don't know that I would</p> <p>7 characterize it -- it was the detail. I was</p> <p>8 still a full-time civil servant on a detail.</p> <p>9 Q. I am just trying to understand. You</p> <p>10 said you were permanently reassigned to the</p> <p>11 Office of Mental Health and Suicide Prevention,</p> <p>12 what's the distinction that you are drawing</p> <p>13 there? How is that different than what you</p> <p>14 were doing for the first four years?</p> <p>15 A. With the federal government, you</p> <p>16 have what they call billets or FTEs, full-time</p> <p>17 equivalents. And each office has, like, oh,</p> <p>18 you have 50 people, you can't have more than 50</p> <p>19 people. We really want to hire you but we can</p> <p>20 only have 50 people. Well, then a</p> <p>21 reorganization happened and they got some more</p> <p>22 billets, and they were, like, we love you, we</p>	<p>1 resources to get mental health treatment, so</p> <p>2 communication products that fulfill that</p> <p>3 mission.</p> <p>4 You know, everything from websites</p> <p>5 to print and electronic materials, development,</p> <p>6 video production and paid media.</p> <p>7 Q. And then in your -- your other role,</p> <p>8 external education and communication to VA's</p> <p>9 primary stakeholders and veterans, what do you</p> <p>10 -- what does that entail?</p> <p>11 A. That is part of the national</p> <p>12 campaign, yeah. That's what we do is, you</p> <p>13 know, external communication is part of the</p> <p>14 national campaigns.</p> <p>15 Q. What are the campaigns that you</p> <p>16 oversee right now?</p> <p>17 MR. CARMAN: Objection. Foundation.</p> <p>18 BY MS. MORGAN:</p> <p>19 Q. Do you oversee campaigns right now?</p> <p>20 A. Yes.</p> <p>21 Q. Which campaigns are you overseeing</p> <p>22 right now?</p>
Page 35	Page 37
<p>1 have room now so...</p> <p>2 Q. Okay. What's your -- what was your</p> <p>3 title after you were permanently assigned to</p> <p>4 the Office of Mental Health and Suicide</p> <p>5 Prevention?</p> <p>6 A. Management and program analyst.</p> <p>7 Q. And what are your responsibilities</p> <p>8 in that role?</p> <p>9 A. Large, national campaign management</p> <p>10 and external education and communication to</p> <p>11 VA's primary stakeholders, veterans.</p> <p>12 Q. What does large, national campaign</p> <p>13 management entail?</p> <p>14 A. Many things.</p> <p>15 Q. Can you just give me a summary?</p> <p>16 A. Outreach with other organizations.</p> <p>17 They can be, you know, nonprofits or</p> <p>18 corporations or other government agencies,</p> <p>19 websites, communication product development,</p> <p>20 all of this is focused on mental health, and</p> <p>21 mental health services, mental health</p> <p>22 resources, encouraging veterans to access</p>	<p>1 A. Make the Connection and general</p> <p>2 mental health. I would just call it general</p> <p>3 mental health. It doesn't have a specific</p> <p>4 title. The stuff we create for general mental</p> <p>5 health drives people to mentalhealth.VA.gov.</p> <p>6 Q. Are there individual ad campaigns</p> <p>7 within the general mental health category?</p> <p>8 A. Yes.</p> <p>9 Q. What are some of those?</p> <p>10 A. Can you clarify that?</p> <p>11 Q. Yeah. I guess I am trying to</p> <p>12 understand if general mental health has</p> <p>13 initiatives within it or specific campaigns</p> <p>14 within it where there is, like, different</p> <p>15 creative that is constructed or where there is</p> <p>16 a different media plan for how the media is</p> <p>17 going to be distributed.</p> <p>18 Are there different campaigns with</p> <p>19 that understanding?</p> <p>20 MR. CARMAN: Objection to form.</p> <p>21 THE WITNESS: Yes.</p> <p>22 BY MS. MORGAN:</p>

## HIGHLY CONFIDENTIAL

<p style="text-align: right;">Page 154</p> <p>1 A. It is.</p> <p>2 Q. Is that a specific ad campaign that</p> <p>3 is -- is Suicide Prevention Month a specific ad</p> <p>4 campaign that falls under the umbrella of</p> <p>5 mental health initiatives in the Office of</p> <p>6 Mental Health and Suicide Prevention?</p> <p>7 MR. CARMAN: Objection. Form.</p> <p>8 THE WITNESS: We sort of define</p> <p>9 loosely, you know, semantics, but this is an</p> <p>10 observance that has paid media as part of an</p> <p>11 overall campaign.</p> <p>12 BY MS. MORGAN:</p> <p>13 Q. What is the strategy of the overall</p> <p>14 campaign it's a part of?</p> <p>15 A. Awareness.</p> <p>16 Q. What is the specific strategy</p> <p>17 associated with -- is there a specific strategy</p> <p>18 associated with Suicide Prevention Month?</p> <p>19 A. Building awareness of resources.</p> <p>20 Q. What resources?</p> <p>21 A. In this instance the reach-out</p> <p>22 campaign.</p>	<p style="text-align: right;">Page 156</p> <p>1 Foundation.</p> <p>2 THE WITNESS: No.</p> <p>3 BY MS. MORGAN:</p> <p>4 Q. The next sentence says: "We will</p> <p>5 mark this as approved."</p> <p>6 Do you see that?</p> <p>7 A. I do.</p> <p>8 Q. Does the Office of Mental Health and</p> <p>9 Suicide Prevention always approve the media</p> <p>10 plans that are created by its contractors?</p> <p>11 MR. CARMAN: Objection. Form.</p> <p>12 Foundation.</p> <p>13 THE WITNESS: Yes.</p> <p>14 BY MS. MORGAN:</p> <p>15 Q. You have never seen a media -- like</p> <p>16 a contractor move forward with a media plan</p> <p>17 without seeking approval from the Office of</p> <p>18 Mental Health and Suicide Prevention?</p> <p>19 A. In my experience in my role,</p> <p>20 absolutely not.</p> <p>21 Q. Would you expect that that could</p> <p>22 ever happen?</p>
<p style="text-align: right;">Page 155</p> <p>1 Q. And what's the reach-out campaign?</p> <p>2 A. It's a Suicide Prevention Month</p> <p>3 slogan to promote veterans to reach out if they</p> <p>4 become, you know -- are in moments of crisis</p> <p>5 basically.</p> <p>6 Q. In the -- in the first line of this</p> <p>7 e-mail underneath the greeting, it says:</p> <p>8 "Thanks for the time today as we walked through</p> <p>9 the specific channels and tactics recommended</p> <p>10 for SPM. The plan is attached."</p> <p>11 Do you see that?</p> <p>12 A. I do.</p> <p>13 Q. Do you understand what Ms. Stoltz</p> <p>14 meant by specific channel and tactics?</p> <p>15 A. I assume I knew what she meant at</p> <p>16 the conclusion of that meeting. Currently I</p> <p>17 would have to refresh myself, but I am pretty</p> <p>18 sure they are also included in this attachment.</p> <p>19 Q. Do you have any understanding of if</p> <p>20 there is a difference between a channel and</p> <p>21 tactic?</p> <p>22 MR. CARMAN: Objection. Form.</p>	<p style="text-align: right;">Page 157</p> <p>1 MR. CARMAN: Objection. Form.</p> <p>2 Foundation.</p> <p>3 BY MS. MORGAN:</p> <p>4 Q. Just based on your experience, do</p> <p>5 you have any understanding of whether that</p> <p>6 could happen?</p> <p>7 A. I don't work with any people in the</p> <p>8 government that I have ever been around in my</p> <p>9 23 years of federal service who would do</p> <p>10 something that was morally questionable or</p> <p>11 unethical like that.</p> <p>12 Q. Would you consider not approving a</p> <p>13 media plan to be morally questionable?</p> <p>14 A. Maybe not morally question. It</p> <p>15 would be unethical, and it would be a violation</p> <p>16 of the contract, and it would jeopardize the</p> <p>17 relationship and could lead to more severe</p> <p>18 consequences for a contractor because it's</p> <p>19 pretty clearly stated what is -- should and</p> <p>20 should not happen in regards to paid media</p> <p>21 plans.</p> <p>22 Q. When you say "it's clearly stated,"</p>

40 (Pages 154 - 157)

## HIGHLY CONFIDENTIAL

<p style="text-align: right;">Page 158</p> <p>1 do you mean the contractor has to seek</p> <p>2 approval?</p> <p>3 A. It says the contractor needs -- the</p> <p>4 paid media plan has to be approved and that</p> <p>5 anything that's paid or placed has to be</p> <p>6 preapproved.</p> <p>7 Q. So when you're talking about</p> <p>8 something being unethical, you're talking about</p> <p>9 the contractor being unethical for moving</p> <p>10 forward without getting approval for a media</p> <p>11 plan, not the VA or some other government</p> <p>12 agency being unethical because a contractor</p> <p>13 didn't?</p> <p>14 A. Yes.</p> <p>15 MR. CARMAN: Objection.</p> <p>16 BY MS. MORGAN:</p> <p>17 Q. Okay.</p> <p>18 A. Sorry.</p> <p>19 Q. Are you authorized to approve a</p> <p>20 media plan for the Office of Mental Health and</p> <p>21 Suicide Prevention?</p> <p>22 A. Yes.</p>	<p style="text-align: right;">Page 160</p> <p>1 concurred. And, you know, that's generally how</p> <p>2 things happen there.</p> <p>3 Under mental health and Make the</p> <p>4 Connection, we -- we brief our chief of staff,</p> <p>5 but we are the ultimate approvers on the paid</p> <p>6 media plan.</p> <p>7 Q. Okay. I think I understand the</p> <p>8 point of clarification here, but let me make</p> <p>9 sure.</p> <p>10 So you told me earlier that you work</p> <p>11 in the mental health side of the -- mental</p> <p>12 health communication side of the Office of</p> <p>13 Mental Health and Suicide Prevention; is that</p> <p>14 right?</p> <p>15 MR. CARMAN: Objection. Form.</p> <p>16 THE WITNESS: That sounds accurate.</p> <p>17 BY MS. MORGAN:</p> <p>18 Q. Okay. And there are ad campaigns</p> <p>19 that fall on the mental health side or</p> <p>20 initiatives that fall on the mental health</p> <p>21 side, including Make the Connection, and mental</p> <p>22 health generally, which has a lot of topics</p>
<p style="text-align: right;">Page 159</p> <p>1 Q. Were you authorized to approve the</p> <p>2 Suicide Prevention Month media plan?</p> <p>3 A. I think this requires a little</p> <p>4 clarification. It depends on the program and</p> <p>5 how each of those programs in the office are --</p> <p>6 what their leadership requires.</p> <p>7 And in our current -- under this</p> <p>8 specific evidence that you've provided, we</p> <p>9 volunteered to assist the suicide prevention</p> <p>10 program for a limited time period. Their</p> <p>11 communication program in general was faltering.</p> <p>12 And so as part of our volunteer work, we came</p> <p>13 in and fixed certain elements that were -- that</p> <p>14 were broken.</p> <p>15 However, they have a much more</p> <p>16 direct leadership style, and so many of these</p> <p>17 media plans require at least the leadership of</p> <p>18 suicide prevention or deputy approval. If I</p> <p>19 recall correctly, something like this would</p> <p>20 have either been approved -- you know, we would</p> <p>21 have briefed Dr. Lisa Kearney or Dr. Matt</p> <p>22 Miller on this, and they would have at least</p>	<p style="text-align: right;">Page 161</p> <p>1 under it; is that right?</p> <p>2 A. That's correct.</p> <p>3 Q. Okay. There are also ad campaigns</p> <p>4 and topics that fall on the suicide side of the</p> <p>5 office; is that correct?</p> <p>6 A. Correct.</p> <p>7 MR. CARMAN: Objection. Form.</p> <p>8 BY MS. MORGAN:</p> <p>9 Q. Okay. Is -- Suicide Prevention</p> <p>10 Month is on the suicide -- Suicide Prevention</p> <p>11 Month is on -- not in the mental health side of</p> <p>12 the Office of Mental Health and Suicide</p> <p>13 Prevention; is that right?</p> <p>14 MR. CARMAN: Objection. Form.</p> <p>15 THE WITNESS: Yes.</p> <p>16 BY MS. MORGAN:</p> <p>17 Q. Okay. So this campaign, Suicide</p> <p>18 Prevention Month, falls under the suicide side</p> <p>19 of the Office of Mental Health and Suicide</p> <p>20 Prevention; is that right?</p> <p>21 A. Yes.</p> <p>22 Q. And you were working on this</p>

## HIGHLY CONFIDENTIAL

Page 218	Page 220
<p>1 Q. Are those transactions that Reingold</p> <p>2 did with Google to the best of your knowledge?</p> <p>3 MR. CARMAN: Objection to form.</p> <p>4 Foundation.</p> <p>5 THE WITNESS: To the best of my</p> <p>6 understanding, those are ads that Reingold</p> <p>7 purchased on behalf of the United States</p> <p>8 Government.</p> <p>9 BY MS. MORGAN:</p> <p>10 Q. And were those ads purchased through</p> <p>11 Google?</p> <p>12 MR. CARMAN: Objection. Form.</p> <p>13 Foundation.</p> <p>14 THE WITNESS: I think that's asking</p> <p>15 me to speculate.</p> <p>16 BY MS. MORGAN:</p> <p>17 Q. Does it say Google in this line</p> <p>18 item?</p> <p>19 A. Yes.</p> <p>20 Q. Do you have an understanding -- you</p> <p>21 testified that the lines above this related to</p> <p>22 Facebook were about transactions with Facebook.</p>	<p>1 similar to the above information, that those</p> <p>2 are ads purchased on the Bing search engine.</p> <p>3 BY MS. MORGAN:</p> <p>4 Q. Do you know what kind of ads those</p> <p>5 might be?</p> <p>6 A. I don't recall in this instance, no,</p> <p>7 I do not. Likely some sort of search ad</p> <p>8 related to Bing search results, but that is a</p> <p>9 speculation.</p> <p>10 Q. Below Microsoft Bing there is one</p> <p>11 line that says: "Yahoo."</p> <p>12 Do you see that?</p> <p>13 A. I do.</p> <p>14 Q. Do you know what that's referring</p> <p>15 to?</p> <p>16 A. No. Likely Yahoo search engine</p> <p>17 stuff too.</p> <p>18 Q. Do you know if the Office of Mental</p> <p>19 Health and Suicide Prevention -- well, scratch</p> <p>20 that.</p> <p>21 Do you know if Reingold purchases</p> <p>22 ads for the suicide prevention campaign or any</p>
Page 219	Page 221
<p>1 Do you have a reason to think that</p> <p>2 the lines that say Google right below that</p> <p>3 would not be about transactions with Google?</p> <p>4 MR. CARMAN: Objection. Form.</p> <p>5 Foundation.</p> <p>6 THE WITNESS: I feel like you</p> <p>7 switched your words between Facebook and Google</p> <p>8 a little bit, but I would say that based on</p> <p>9 this spreadsheet this appears to be ads that</p> <p>10 were purchased on Facebook. I cannot verify</p> <p>11 whether these were purchased through Google or</p> <p>12 through Facebook, but it appears to be the</p> <p>13 case.</p> <p>14 BY MS. MORGAN:</p> <p>15 Q. Okay. What about below there?</p> <p>16 There is a line that says: "Microsoft Bing."</p> <p>17 Do you see that?</p> <p>18 A. I do.</p> <p>19 Q. Do you have an understanding of what</p> <p>20 that is referring to?</p> <p>21 MR. CARMAN: Objection. Form.</p> <p>22 THE WITNESS: It appears to be</p>	<p>1 other campaign for the Office of Mental Health</p> <p>2 and Suicide Prevention using Yahoo programmatic</p> <p>3 buying and selling technology?</p> <p>4 MR. CARMAN: Objection. Form.</p> <p>5 Foundation.</p> <p>6 THE WITNESS: I do not know.</p> <p>7 BY MS. MORGAN:</p> <p>8 Q. Do you know what a DSP is?</p> <p>9 A. I did. Now I forgot. Digital</p> <p>10 service provider.</p> <p>11 Q. Do you know what a DSP is used for?</p> <p>12 A. It is used in some way on</p> <p>13 programmatic ad stuff.</p> <p>14 Q. Do you know if there are DSPs that</p> <p>15 Reingold has used to buy ads for campaigns</p> <p>16 through the -- for campaigns for the Office of</p> <p>17 Mental Health and Suicide Prevention?</p> <p>18 MR. CARMAN: Objection to form.</p> <p>19 THE WITNESS: I know that Reingold</p> <p>20 has used DV360 to purchase ads for the Office</p> <p>21 of Mental Health and Suicide Prevention.</p> <p>22 BY MS. MORGAN:</p>

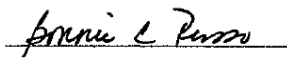
56 (Pages 218 - 221)

## HIGHLY CONFIDENTIAL

Page 222	Page 224
<p>1 Q. Do you -- is it your understanding</p> <p>2 that DV360 is a DSP?</p> <p>3 A. I think so. I'm not positive.</p> <p>4 Q. Do you know if Reingold has used a</p> <p>5 DSP owned by Yahoo?</p> <p>6 A. I am not aware of that.</p> <p>7 Q. Do you know if Reingold has used a</p> <p>8 DSP from The Trade Desk?</p> <p>9 MR. CARMAN: Objection to form.</p> <p>10 THE WITNESS: I definitely have</p> <p>11 never seen that. I don't know, no.</p> <p>12 BY MS. MORGAN:</p> <p>13 Q. Have you ever evaluated which DSPs</p> <p>14 are used to buy ad space for campaigns of the</p> <p>15 Office of Mental Health and Suicide Prevention?</p> <p>16 MR. CARMAN: Objection. Form.</p> <p>17 THE WITNESS: No.</p> <p>18 BY MS. MORGAN:</p> <p>19 Q. Have you ever evaluated any other ad</p> <p>20 tech tools used for programmatic buying in --</p> <p>21 for campaigns of the Office of Mental Health</p> <p>22 and Suicide Prevention?</p>	<p>1 has never contracted directly with Google.</p> <p>2 BY MS. MORGAN:</p> <p>3 Q. What about any other ad tech</p> <p>4 providers? To your knowledge, has the Office</p> <p>5 of Mental Health and Suicide Prevention</p> <p>6 contracted with any ad tech providers?</p> <p>7 MR. CARMAN: Objection. Form.</p> <p>8 THE WITNESS: No.</p> <p>9 BY MS. MORGAN:</p> <p>10 Q. To your knowledge, has the Office of</p> <p>11 Veteran Affairs generally -- I am just talking</p> <p>12 about within your knowledge. Has the Office of</p> <p>13 Veteran Affairs generally contracted directly</p> <p>14 with Google --</p> <p>15 MR. CARMAN: Objection to form and</p> <p>16 foundation.</p> <p>17 BY MS. MORGAN:</p> <p>18 Q. -- for --</p> <p>19 MR. CARMAN: Sorry. I didn't mean</p> <p>20 to cut you off.</p> <p>21 BY MS. MORGAN:</p> <p>22 Q. Has the Office of Veteran Affairs</p>
Page 223	Page 225
<p>1 MR. CARMAN: Objection. Form.</p> <p>2 THE WITNESS: No.</p> <p>3 BY MS. MORGAN:</p> <p>4 Q. Do you know what The Trade Desk is?</p> <p>5 A. No.</p> <p>6 Q. In the document we were just looking</p> <p>7 at, Reingold is asking for payment from the</p> <p>8 Office of Veterans Affairs; is that right?</p> <p>9 MR. CARMAN: Object to form and</p> <p>10 foundation.</p> <p>11 THE WITNESS: Reingold is invoicing</p> <p>12 to be reimbursed for what appears to be</p> <p>13 exclusively paid media that they purchased</p> <p>14 under the direction of the government.</p> <p>15 BY MS. MORGAN:</p> <p>16 Q. To your knowledge, does the Office</p> <p>17 of Mental Health and Suicide Prevention</p> <p>18 contract directly with Google for the purchase</p> <p>19 of ad space?</p> <p>20 MR. CARMAN: Objection to form.</p> <p>21 THE WITNESS: To my knowledge, the</p> <p>22 Office of Mental Health and Suicide Prevention</p>	<p>1 generally contracted directly with Google for</p> <p>2 programmatic sale or purchase of ad space?</p> <p>3 MR. CARMAN: Objection. Form.</p> <p>4 Foundation.</p> <p>5 THE WITNESS: From my direct</p> <p>6 knowledge, I am not aware of the Department of</p> <p>7 Veterans Affairs ever contracting directly with</p> <p>8 Google.</p> <p>9 BY MS. MORGAN:</p> <p>10 Q. From your experience has the Office</p> <p>11 of Veteran Affairs ever contracted directly</p> <p>12 with any ad tech provider for the programmatic</p> <p>13 buying or selling of ad space?</p> <p>14 MR. CARMAN: Objection to form.</p> <p>15 Foundation.</p> <p>16 THE WITNESS: To my knowledge, the</p> <p>17 Department of Veterans Affairs doesn't have</p> <p>18 personnel with the experience, not even the --</p> <p>19 the series number to be performing those types</p> <p>20 of duties. Thus, why all of this type of ad</p> <p>21 purchasing is done through specialized,</p> <p>22 performance work statement contracts.</p>

57 (Pages 222 - 225)

## HIGHLY CONFIDENTIAL

<p style="text-align: right;">Page 290</p> <p>1 THE WITNESS: Yeah, I am</p> <p>2 generalizing that I think most record retention</p> <p>3 policies are somewhere in the neighborhood of</p> <p>4 seven years. That would include most records.</p> <p>5 I highly doubt that they are deleting patient</p> <p>6 records every seven years though, but most</p> <p>7 business operational documents I think are</p> <p>8 seven years.</p> <p>9 BY MS. MORGAN:</p> <p>10 Q. Do you use any kind of chat platform</p> <p>11 to communicate at work?</p> <p>12 A. We use Teams, yes.</p> <p>13 Q. And you use the chat function inside</p> <p>14 Teams?</p> <p>15 A. Yes.</p> <p>16 MS. MORGAN: Okay. I think we can</p> <p>17 go off the record. I think I am done on the</p> <p>18 30(b)(1), but I want to just talk to my team.</p> <p>19 Does anyone object to taking a</p> <p>20 break?</p> <p>21 MR. CARMAN: No.</p> <p>22 THE VIDEOGRAPHER: The time is</p>	<p style="text-align: right;">Page 292</p> <p>1 (Whereupon, the proceeding was</p> <p>2 concluded at 4:08 p.m.)</p> <p>3</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p>
<p style="text-align: right;">Page 291</p> <p>1 p.m. This ends Unit 5. Off the record.</p> <p>2 (A short recess was taken.)</p> <p>3 THE VIDEOGRAPHER: The time is</p> <p>4 -- 4:08 p.m. We are on the record.</p> <p>5 MS. MORGAN: Mr. South, I am not</p> <p>6 going to have further questions for you as a</p> <p>7 fact witness.</p> <p>8 And before we go off the record in</p> <p>9 this deposition, I do want to just reserve</p> <p>10 rights -- my understanding is that last night</p> <p>11 the Department of Justice informed Google that</p> <p>12 there were some -- like several thousand</p> <p>13 documents of Mr. South's that had not been</p> <p>14 produced yet. We proceeded with the deposition</p> <p>15 anyways. It was scheduled. I'll just reserve</p> <p>16 the right to reopen the deposition should that</p> <p>17 become necessary when we look at the documents.</p> <p>18 And I have no further questions on</p> <p>19 this -- in this deposition.</p> <p>20 MR. CARMAN: We have no questions.</p> <p>21 THE VIDEOGRAPHER: The time is</p> <p>22 p.m. We are off the record.</p>	<p style="text-align: right;">Page 293</p> <p>1 CERTIFICATE OF NOTARY PUBLIC</p> <p>2 I, Bonnie L. Russo, the officer before</p> <p>3 whom the foregoing deposition was taken, do</p> <p>4 hereby certify that the witness whose testimony</p> <p>5 appears in the foregoing deposition was duly</p> <p>6 sworn by me; that the testimony of said witness</p> <p>7 was taken by me in shorthand and thereafter</p> <p>8 reduced to computerized transcription under my</p> <p>9 direction; that said deposition is a true</p> <p>10 record of the testimony given by said witness;</p> <p>11 that I am neither counsel for, related to, nor</p> <p>12 employed by any of the parties to the action in</p> <p>13 which this deposition was taken; and further,</p> <p>14 that I am not a relative or employee of any</p> <p>15 attorney or counsel employed by the parties</p> <p>16 hereto, nor financially or otherwise interested</p> <p>17 in the outcome of the action.</p> <p>18</p> <p>19 </p> <p>20 _____</p> <p>21 Notary Public in and for</p> <p>22 the District of Columbia</p> <p>My Commission expires: August 14, 2025.</p>

74 (Pages 290 - 293)

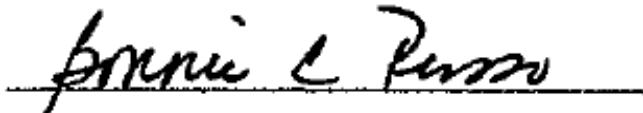


## HIGHLY CONFIDENTIAL

Page 293

## 1 CERTIFICATE OF NOTARY PUBLIC

2 I, Bonnie L. Russo, the officer before  
3 whom the foregoing deposition was taken, do  
4 hereby certify that the witness whose testimony  
5 appears in the foregoing deposition was duly  
6 sworn by me; that the testimony of said witness  
7 was taken by me in shorthand and thereafter  
8 reduced to computerized transcription under my  
9 direction; that said deposition is a true  
10 record of the testimony given by said witness;  
11 that I am neither counsel for, related to, nor  
12 employed by any of the parties to the action in  
13 which this deposition was taken; and further,  
14 that I am not a relative or employee of any  
15 attorney or counsel employed by the parties  
16 hereto, nor financially or otherwise interested  
17 in the outcome of the action.

18 

19 \_\_\_\_\_  
20 Notary Public in and for  
21 the District of Columbia

22 My Commission expires: August 14, 2025.

HIGHLY CONFIDENTIAL

<p>Page 294</p> <p>1 ACKNOWLEDGMENT OF DEPONENT</p> <p>2 I, KOBY SOUTH, do hereby certify that I have</p> <p>3 read the foregoing transcript of my testimony</p> <p>4 taken on 8/31/23, and further certify that it</p> <p>5 is a true and accurate record of my testimony</p> <p>6 (with the exception of the corrections listed</p> <p>7 below):</p> <table border="1"><thead><tr><th>8 Page</th><th>Line</th><th>Correction</th></tr></thead><tbody><tr><td>9</td><td>_____</td><td>_____</td></tr><tr><td>10</td><td>_____</td><td>_____</td></tr><tr><td>11</td><td>_____</td><td>_____</td></tr><tr><td>12</td><td>_____</td><td>_____</td></tr><tr><td>13</td><td>_____</td><td>_____</td></tr><tr><td>14</td><td>_____</td><td>_____</td></tr><tr><td>15</td><td>_____</td><td>_____</td></tr><tr><td>16</td><td>_____</td><td>_____</td></tr><tr><td>17</td><td>_____</td><td>_____</td></tr></tbody></table> <p>18 _____</p> <p>19 KOBY SOUTH</p> <p>20 SUBSCRIBED AND SWORN TO BEFORE ME</p> <p>21 THIS _____ DAY OF _____, 2023.</p> <p>22 _____</p> <p>23 (NOTARY PUBLIC) MY COMMISSION EXPIRES:</p> <p>24 Job No. CS6074125</p>	8 Page	Line	Correction	9	_____	_____	10	_____	_____	11	_____	_____	12	_____	_____	13	_____	_____	14	_____	_____	15	_____	_____	16	_____	_____	17	_____	_____	
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<p>Page 295</p> <p>1 SEAN CARMAN, ESQUIRE</p> <p>2 sean.carman@usdoj.gov</p> <p>3 September 1, 2023</p> <p>4 RE: United States, Et Al v. Google, LLC</p> <p>5 8/31/2023, Koby South (#6074125)</p> <p>6 The above-referenced transcript is available for</p> <p>7 review.</p> <p>8 Within the applicable timeframe, the witness should</p> <p>9 read the testimony to verify its accuracy. If there are</p> <p>10 any changes, the witness should note those with the</p> <p>11 reason, on the attached Errata Sheet.</p> <p>12 The witness should sign the Acknowledgment of</p> <p>13 Deponent and Errata and return to the deposing attorney.</p> <p>14 Copies should be sent to all counsel, and to</p> <p>15 Erratas-CS@veritext.com.</p> <p>16</p> <p>17 Return completed errata within 30 days from</p> <p>18 receipt of testimony.</p> <p>19 If the witness fails to do so within the time</p> <p>20 allotted, the transcript may be used as if signed.</p> <p>21</p> <p>22 Yours,</p> <p>23 Veritext Legal Solutions</p> <p>24</p> <p>25 Job No. CS6074125</p>																															

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Page 294

ACKNOWLEDGMENT OF DEPONENT

I, KOBY SOUTH, do hereby certify that I have read the foregoing transcript of my testimony taken on 8/31/23, and further certify that it is a true and accurate record of my testimony (with the exception of the corrections listed below):

Page	Line	Correction
<u>195</u>	<u>11</u>	<u>cue</u>
<u>197</u>	<u>1</u>	<u>cue</u>
<u>201</u>	<u>9</u>	<u>cue</u>
<u>201</u>	<u>15</u>	<u>cue</u>
<u>106</u>	<u>6</u>	<u>ad</u>
<u>45</u>	<u>5</u>	<u>help</u>
<u>45</u>	<u>5</u>	<u>help</u>
<u>111</u>	<u>16</u>	<u>MTC</u>
<u>115</u>	<u>1 &amp; 5</u>	<u>MTC</u>



KOBY SOUTH

SUBSCRIBED AND SWORN TO BEFORE ME

THIS 29 DAY OF September, 2023.

\_\_\_\_\_  
(NOTARY PUBLIC)

\_\_\_\_\_  
MY COMMISSION EXPIRES:

Job No. CS6074125